

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

BLACK EMERGENCY RESPONSE
TEAM, et al.,

Plaintiffs,

v.

GENTNER DRUMMOND, in his official capacity as Oklahoma Attorney General, et al.,

Defendants.

Case No. 5:21-CV-1022-G

Hon. Charles B. Goodwin

PLAINTIFFS' NOTICE OF SUPPLEMENTAL AUTHORITY

Pursuant to LCvR7.1(m), Plaintiffs respectfully submit notice of *Tennessee Education Association v. Reynolds*, No. 3:23-CV-00751, 2024 WL 1942430 (M.D. Tenn. May 2, 2024), attached as Exhibit 1, as supplemental authority directly relevant to issues raised in Plaintiffs' Motion for Preliminary Injunction (Doc. 27), Plaintiffs' Reply in Support of Their Motion for Preliminary Injunction (Doc. 66), Plaintiffs' Response to OU Regents Defendants'¹ Motion to Dismiss (Doc. 67), Plaintiffs' Response to Edmond Public School Defendants'² Motion to Dismiss (Doc. 68), Plaintiffs' Response to State Defendants'³ Motion for Judgment on the Pleadings (Doc. 110). This opinion involves

¹ Defendants 19-25.

² Independent School District No. 12, Oklahoma County, Oklahoma.

³ Defendants 1-18.

similar claims and issues as those raised by Plaintiffs and Defendants in this case such that the opinion, while not binding precedent, may be informative for the court.

Tennessee Education Association v. Reynolds concerns a Tennessee law, Tenn. Code Ann. § 49-6-1019, which purports to ban several of the same topics as H.B. 1775. The court denied the defendants' motion to dismiss plaintiffs' Fourteenth Amendment vagueness claim. (Exhibit 1, at 50); 2024 WL 1942430 *23.

Respectfully submitted,

David Hinojosa
Maya Brodziak
LAWYERS' COMMITTEE FOR CIVIL RIGHTS
UNDER LAW
1500 K Street NW, Suite 900
Washington, DC 20005
dhinojosa@lawyerscommittee.org
mbrodziak@lawyerscommittee.org

Douglas Koff
Julia Beskin
Sara Solfanelli
Kevin Scot Johns
SCHULTE ROTH & ZABEL LLP
919 Third Avenue
New York, NY 10022
douglas.koff@srz.com
julia.beskin@srz.com
sara.solfanelli@srz.com
kevin.johns@srz.com

/s/ Adam Hines
Adam Hines
Oklahoma Bar Number: 35640
Megan Lambert
Oklahoma Bar Number: 33216
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OKLAHOMA
P.O. Box 13327
Oklahoma City, OK 73113
Tel.: 405-524-8511
ahines@acluok.org
mlambert@acluok.org

Emerson Sykes
Leah Watson
Sarah Hinger
AMERICAN CIVIL LIBERTIES
UNION FOUNDATION
125 Broad Street, 18th Floor
New York, NY 10004
esykes@aclu.org
lwatson@aclu.org
shinger@aclu.org

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on May 22, 2024, I electronically filed the foregoing Notice of Supplemental Authority with the Clerk of Court via the Court's CM/ECF system, which effects service upon all counsel of record.

Respectfully submitted,

/s/ Adam Hines

Adam Hines
Oklahoma Bar Number: 35640
AMERICAN CIVIL LIBERTIES UNION
FOUNDATION OF OKLAHOMA
P.O. Box 13327
Oklahoma City, OK 73113
Tel.: 405-524-8511
ahines@acluok.org

Counsel for Plaintiffs